



Date of Deposit: **June 13, 2001**

Margaret Connor

(Typed or Printed Name of Person Mailing Paper or Fee)

Margaret Connor
(Signature of Person Mailing Paper or Fee)

PATENT

In re application of

FRANCIS S. NAKAYAMA ET AL.

ATTN: Box Missing Parts

COMPOSITES COMPRISING PLANT MATERIAL FOR PARTHENIUM SPP. AND PLASTIC

Serial No. 09/828,634

Filed April 5, 2001

Honorable Commissioner for Patents
Washington, D.C. 20231

REPLY TO NOTICE TO FILE MISSING PARTS

Sir:

This is responsive to the Notice of the Patent and Trademark Office dated May 16, 2001, to file missing parts.

Enclosed herewith are:

1. A duly executed Declaration in compliance with 37 CFR 1.63, which identifies the application by the Application Number and Filing Date set forth in the Notice; and
2. A duly executed Power of Attorney or Authorization of Agent
3. Return copy of the Notice to File Missing Parts (PTO Form 1533).

FEE AUTHORIZATION

The Commissioner is hereby authorized to charge the required surcharge of \$130.00 to Deposit Account No. 23-1058. The Commissioner is also authorized to charge Deposit Account No. 23-1058 for any additional fees necessitated by the filing of these documents.

Serial No. 09/82,634



PATENT

If the Missing Parts Personnel have any questions or comments, the undersigned attorney earnestly request a telephone conference.

Respectfully submitted,

Margaret Connor
MARGARET A. CONNOR
Attorney of Record
Registration No. 30,043

Telephone: (510) 527-1418 or (510) 559-6067

Enclosures

Duplicate copy of Reply

Executed Declaration (37 CFR 1.63) For Utility or Design Application Using an Application Data Sheet

Executed Power of Attorney or Authorization of Agent

Return Copy of Notice to File Missing Parts (PTO Form 1533)

Postcard Receipt



#5

Certificate of Mailing by "Express Mail"

"Express Mail" Mailing No. **EK469907192US**

Date of Deposit: **June 13, 2001**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington D.C. 20231

Margaret Connor

(Typed or Printed Name of Person Mailing Paper or Fee)

Margaret Connor

(Signature of Person Mailing Paper or Fee)

PC 0217.97R

PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of

FRANCIS S. NAKAYAMA ET AL.

COMPOSITES COMPRISING PLANT
MATERIAL FOR *PARTHENIUM* SPP.
AND PLASTIC

Serial No. 09/828,634

Filed April 5, 2001

ATTN: Office of Initial Patent Examination's
Customer Service Center

Honorable Commissioner for Patents
Washington, D.C. 20231

CORRECTION OF FILING RECEIPT

Sir:

The Commissioner's attention is respectfully directed to the enclosed Filing Receipt issued for the above-identified application. The number of claims filed is listed incorrectly. It is listed as eight (8). It should be listed as eighteen (18). As shown by the enclosed copy of the Fee Transmittal for FY2001 form, as originally filed with the application, the accurate number of claims were provided to the Patent and Trademark Office.

Applicants would appreciate receiving a corrected receipt, and request the Commissioner to waive the usual fee.

Respectfully submitted,

Margaret Connor

Margaret A. Connor, Attorney of Record
Registration No. 30,043

Albany, CA

510-527-1418 or 510-559-6067

Enclosures

Copy PTO-103X with corrections

Copy Fee Transmittal for FY2001



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/828,634	04/05/2001	1711	710	0217.97R	18	8	1

CONFIRMATION NO. 5519

25278
USDA-ARS-OFFICE OF TECHNOLOGY TRANSFER
PATENT ADVISORS OFFICE
WESTERN REGIONAL RESEARCH CENTER
800 BUCHANAN ST
ALBANY, CA 94710

FILING RECEIPT



OC000000006082738

Date Mailed: 05/16/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Francis S. Nakayama, Phoenix, AZ;
John A. Youngquist, Verona, WI;
Poo Chow, Urbana, IL;

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/203,813 05/12/2000

Foreign Applications

If Required, Foreign Filing License Granted 05/16/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Composites comprising plant material for parthenium spp. and plastic

Preliminary Class

528

Data entry by : PETROS, ZENEBECH

Team : OIPE

Date: 05/16/2001



**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

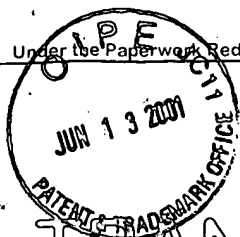
No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15 (b).

PLEASE NOTE the following information about the Filing Receipt:

- o The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- o The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- o The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- o The docket number allows a maximum of 25 characters.
- o If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- o The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231



FEE TRANSMITTAL FY2001

(Patent fees are subject to annual revision)

Certificate of Mailing by Express Mail
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 on the date indicated below and is addressed to the Assistant Commissioner for Patents, Washington D.C. 20231

Express Mail No. EK469907192US

Date of Mailing June 13, 2001

Complete if Known

Application Number 09/828,634

Filing Date April 5, 2001

First Named Inventor Francis S. Nakayama et al.

Examiner Name

Group Art Unit 1711

TOTAL AMOUNT OF PAYMENT (\$130.00)

Attorney Docket No. 0217.97R

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge any fees set forth in CFR §§ 1.116 to 1.118 to the Deposit Account listed below for the entire pendency of the application, or credit any overpayment to this account. A duplicate copy of this sheet is enclosed:

Deposit Account Number: 23-1058
Deposit Account Name: USDA-ARS-OTT
Patent Advisor

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	710.00	Utility Filing Fee	
106	320.00	Design Filing Fee	
107	490.00	Plant Filing Fee	
108	710.00	Reissue Filing Fee	
114	150.00	Provisional Filing Fee	
Subtotal (1)			\$ 0.00

2. Extra Claim Fees

Total Claims	Extra Claims	Fee From Below	Fee Paid
Independent Claims	-20** =	X	=
Multiple Dependent Claims	-3** =	X	=

** or number previously paid, if greater; For Reissues, see below

Large Fee Code	Entity Fee (\$)	Fee Description
103	18.00	Claims in excess of 20
102	80.00	Independent claims in excess of 3
104	270.00	Multiple dependent claims, if not paid
109	80.00	**Reissue independent claims over original patent
110	18.00	**Reissue claims in excess of 20 and over original patent
Subtotal (2)		\$ 0.00

FEE CALCULATION (continued)

3. Additional Fees

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130.00	Surcharge - late filing fee or oath	130.00
127	50.00	Surcharge - late provisional filing fee or cover sheet	
139	130.00	Non-English specification	
147	2,520.00	For filing a request for examination	
112	920.00*	Requesting publication of SIR prior to Examiner action	
113	1,840.00*	Requesting publication of SIR after Examiner action	
115	110.00	Ext. for reply within first month	
116	390.00	Ext. for reply within second month	
117	890.00	Ext. for reply within third month	
118	1,390.00	Ext. for reply within fourth month	
128	1,890.00	Ext. for reply within fifth month	
119	310.00	Notice of Appeal	
120	310.00	Filing a brief in support of an appeal	
121	270.00	Request an oral hearing	
138	1,510.00	Petition to institute a public use proceeding	
140	110.00	Petition to revive - unavoidable	
141	1,240.00	Petition to revive - unintentional	
142	1,240.00	Utility issue fee (or reissue)	
143	440.00	Design issue fee	
144	600.00	Plant issue Fee	
122	130.00	Petitions to the Commissioner	
123	50.00	Petitions related to provisional applications	
126	240.00	Submission of Information Disclosure Statement	
581	40.00	Recording each patent assignment per property (times number of properties)	
146	690.00	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	690.00	For each additional invention to be examined (37 CFR § 1.129(b))	

Other Fee (specify)

* Reduced by Basic Filing Paid

Subtotal (3) \$ 130.00

SUBMITTED BY

Name (Print/Type)	Margaret A. Connor	Registration No.	30,043	Telephone	510-527-1418 or 510-559-6067
Signature	<i>Margaret A. Connor</i>			Date	June 13, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/828,634	04/05/2001	Francis S. Nakayama	0217.97R

CONFIRMATION NO. 5519

FORMALITIES LETTER



OC000000006082739

25278

USDA-ARS-OFFICE OF TECHNOLOGY TRANSFER
PATENT ADVISORS OFFICE
WESTERN REGIONAL RESEARCH CENTER
800 BUCHANAN ST
ALBANY, CA 94710

Date Mailed: 05/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

06/20/2001 MYUSUF1 00000027 231058 09828634

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